

APPENDIX

TO THE RESPONSE TO THE OFFICE ACTION NOTICE MAILED ON OCTOBER 25, 2004

CONTENTS:

-NEW SIGNED PAGE TO REPLACE THE UNSIGNED Page 22 of 23 OF THE ARGUMENTS IN THE RESPONSE FILED ON JULY 24, 2004 TO THE OFFICE ACTION NOTICE MAILED ON MAY 17, 2004.

-STATEMENT SIGNED BY THE APPLICANT, DECLARING THAT "NO NEW MATTER HAS BEEN ADDED" TO THE SUBSTITUTE SPECIFICATION SUBMITTED WITH THE RESPONSE FILED ON JULY 24, 2004 TO THE OFFICE ACTION NOTICED MAILED ON MAY 17, 2004.

-NEW CLEAN LIST OF CLAIMS WITH PROPER NUMBERING TO REPLACE THE CLEAN LIST OF CLAIMS WITH IMPROPER NUMBERING INCLUDED IN THE RESPONSE FILED ON JULY 24, 2004 TO THE OFFICE ACTION NOTICE MAILED ON MAY 17, 2004.

to differentiate both elements. For example, in FIG. 1A, is shown and referred to for the first time the movable edible piece identified as 102, with spherical shape, and in FIG. 1E is shown and referred to for the first time a movable edible piece too, but with conical shape, identified as 102'.

- 5) For the indications of movement, dotted arrow lines are used, designated by a capital M followed by consecutive numbers, which are repeated in different figures, whenever components with the same function are involved in movements which are of the same type and direction. And for the identification of sections, details and direction of views, consecutive not repeated roman numbers are used.

Final comments

Since the Specification was plagued with misused terms and formal deficiencies requiring substantial and extensive amendment, in addition to the Marked up version, of the original Specification, a new clean version has been included as Substitute Specification, and the author respectfully requests the replacement of the original version with this Substitute Specification as well as the Abstract of Disclosure with the new one also included.

The author hopes that the present response to the Office Action Notice of May 17, 2004, will be satisfactory to clarify the misunderstandings and to amend the insufficiencies and mistakes in the Specification and Claims originally submitted, complying with the Examiner's remarks and indications.

Respectfully submitted,

Rodolfo Fernandez Jr.




NOTE: For any further clarifications, please, contact the author at your best convenience

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NO NEW MATTER ADDED STATEMENT

The undersigned applicant **Rodolfo Fernandez Jr.**, hereby declares that within the **Substitute Specification** submitted with the **response filed on July 24, 2004 to the Office Action Notice mailed on May 17, 2004, no new matter has been added** in relation to the original Specification submitted with the patent application.

Signed,  on 11/16/2004